

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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IN RE APPLICATION OF MOBIV :  
:  
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09 Civ. 7071  
(DLC) (MHD)

Related to :  
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ORDER

UNITED STATES OF AMERICA, :  
Plaintiff :  
:

v. :  
:  
:

AMERICAN SOCIETY OF COMPOSERS, AUTHORS, :  
AND PUBLISHERS, :  
Defendant. :  
:  
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USDC SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: 4/8/10
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DENISE COTE, District Judge:

For the reasons given on the record at the April 7, 2010  
pretrial conference, it is hereby

ORDERED that MobiTV's motion in limine to exclude the  
testimony and expert reports of Jennifer Vanderhart is denied.


IT IS FURTHER ORDERED that MobiTV's motion in limine to  
exclude the testimony and expert report of Cliff Petrovsky is  
granted in part and denied in part.

IT IS FURTHER ORDERED that ASCAP's motion in limine to  
strike portions of the declaration of Roger Noll is denied.

IT IS FURTHER ORDERED that ASCAP's motion in limine to strike portions of the declaration of Paul Vidich is granted in part and denied in part.

SO ORDERED:

Dated: New York, New York  
April 8, 2010

  
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DENISE COTE  
United States District Judge